

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FIFTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION No. 20300 of 2005

Between:

Rama Spinners Pvt., Ltd.,

D.No.2-1-113, Tobacco Bazar, Secunderabad.
rep. by its MD., Mr. Gopal AGarwal

..... PETITIONER

AND

Central Power Distribution Company of A.P., Ltd.,

rep. by its Managing Director,
Sigareni Bhavan, Lukdikapool,

Hyderabad and 3 others

.....RESPONDENTS

ORDER:

Seeking a Mandamus, declaring the action of the respondents in demanding payment for 5,94,651 units in HTCC bill for the month of August, 2005, dated 01.09.2005 raised or issued to the petitioner service connection No.MDK 755, without mentioning the units of consumption and other particulars, as illegal and arbitrary, the present writ petition is filed.

Heard the learned counsel on either side.

The learned counsel for the petitioner contended that without giving any indication with regard to units consumed by the petitioner, the impugned bill has been issued by the respondents and therefore, the petitioner gave a representation to the 2nd respondent on 10.09.2005 requesting to issue revised bill and hence he prays to direct the respondents not to disconnect the power supply to the petitioner company till disposal of the representation of the petitioner.

On the other hand, the learned counsel for the respondents opposed the same.

It is a fact that opening reading and closing reading for the month of August, 2005 has not been noted in the impugned bill. On what basis the amount calculated was not specifically mentioned in the impugned bill dated 01.09.2005. Therefore, appropriate decision has to be taken by the 2nd respondent on the representation of the petitioner dated 10.09.2005 in accordance with law, after giving an opportunity to the petitioner.

In view of the facts and circumstances of the case, I deem it appropriate to dispose of the writ petition with a direction to the

2nd respondent to pass appropriate orders on the representation of the petitioner dated 10.09.2005, within a period of 4 (four) weeks from the date of receipt of a copy of this order. However, the petitioner shall pay half of the amount as demanded in the impugned bill dated 01.09.2005, within a period of 10 (ten) days from the date of

receipt of a copy of this order, and on such payment, the power supply to the petitioner company shall not be disconnected. Payment of balance amount of the impugned bill would depend upon the orders that may be passed by the 2nd respondent on the representation of the petitioner dated 10.09.2005.

With the above observations, the Writ Petition is disposed of. No order as to costs.

K.C. BHANU,J

Dated: 15.09.2005

Dsr